

**Informational Correspondence Received and Provided to the Delta Protection Commission from November 17, 2006 through January 10, 2007, Relative to Clarksburg Old Sugar Mill Project:**

Letter and attachments dated January 2, 2007 from Deborah S. Reames, NRCD EarthJustice counsel, to the Commission Executive Director offering additional information related to their appeal of the Old Sugar Mill project.

Letter and attachments dated January 10, 2007 from James P. Pachl, counsel for Concerned Citizens of Clarksburg, to the Commission offering additional information related to their appeal of the Old Sugar Mill project.

Letter and attachments dated January 10, 2007 from Philip J. Pogledich, Deputy County Counsel for Yolo County, to the Commission offering additional information in response to the appeal of the Old Sugar Mill project.

Letter and attachments dated January 10, 2007 from Kristen T. Castanos, Somach Simmons & Dunn, to the Commission offering additional information in response to the appeal of the Old Sugar Mill project.

Letter dated January 8, 2007 from Kristen Castanos, Somach Simmons & Dunn, to the Commission Executive Director and Commission stating that the January 25, 2007 hearing date does not comply with Public Resources Code section 29770 (which states that the appeal shall be heard by the Commission within 60 days from the date of the filing of the appeal), and thus the January 25, 2007 proceeding is invalid and the appeals must be vacated.

Letter dated December 14, 2006 from Pamela Nieberg and Holly Bishop, Co-Chairs of Solano Club Yolano Group, to the Commission expressing concerns with setting a precedent for further development in the Delta Primary Zone, with the condition of the levees and potential flooding, and with the proposed wastewater treatment plant.

Letter dated December 20, 2006 from Joe F. Martinez, President of Yolo County Farm Bureau, to the Commission clarifying its position on the project. The letter expresses support for the winery, restaurants, and tasting rooms that will support agri-tourism. The letter also notes the Clarksburg General Plan Advisory Committee's suggested reduction to 123 residential units (from the proposed 162), and recommends that the residential component of the project be phased and implemented over time. Finally, the letter states adequate buffers should be maintained between residential and ag or industrial uses, and new residents should be notified of the County's Right-to-Farm Ordinance.

Letter dated January 3, 2007 from Eldridge and Judith Moores, Davis residents, to the Commission Executive Director and the Commission expressing concerns with setting a precedent for further development in the Delta Primary Zone, with potential flooding, and with the wastewater treatment plant.

E-mail received January 3, 2007 from Diane Cary, Winters resident, to the Commission urging it to overturn Yolo County's approval of the project, citing concerns with flooding and with setting a precedent for further development in the Delta Primary Zone.

Letter dated January 6, 2007 from Jane G. Klotz, Clarksburg resident, to the Commission Executive Director and the Commission stating the Commission should concern itself with protecting the Primary Zone from development and the conversion of agricultural land, and with enforcement of the Delta Protection Act of 1992.

E-mail received January 9, 2007 from Stephen Heringer, Clarksburg resident, to the Commission expressing support for the project and stating that the project will provide jobs, housing, and more people to support existing facilities (such as schools) and infrastructure in the town.

E-mail received January 9, 2007 from Mike Heringer, Heringer Estates LLC, to the Commission expressing support for the project and stating that the project will benefit Clarksburg's economy.

E-mail received January 9, 2007 from Donna Heringer, Clarksburg resident, to the Commission expressing support for the project and citing the need for housing and more residents to maintain the town's existing facilities and economy.

E-mail received January 9, 2007 from Marge Heringer, Clarksburg resident, to the Commission, expressing support for the project and stating that the project will benefit the community.

E-mail received January 9, 2007 from Phyllis Dutra, Clarksburg resident, to the Commission expressing support for the project as an example of smart growth that will both provide needed housing and support local agriculture.

E-mail received January 9, 2007 from Richard and Marlene Marshall, Clarksburg residents, to the Commission expressing support for the project, and outlining the reasons the Commission should support the project in accordance with the Goals and Policies laid out in the *Land Use and Resource Management Plan for the Primary Zone of the Delta*.

Three e-mails received January 9, 2007, and one e-mail received January 10, 2007, from Mark Wilson, Wilson Farms/Vineyards, to the Delta Protection Commission stating support for the project as follows:

- E-mail #1: The wastewater treatment and dispersal system will have no open ponds, and will be continuously monitored in accordance with Regional Water Quality Control Board guidelines, which will provide a safer water supply than that currently in place in Clarksburg.
- E-mail #2: The Old Sugar Mill project Environmental Impact Report found no significant traffic impacts from the proposed project.
- E-mail #3: The Old Sugar Mill project includes a development agreement with Yolo County requiring project proponents to conduct levee integrity studies and associated

repairs/upgrades, as well as include a setback area along the landside of the levee, ultimately making Clarksburg safer from potential flooding than it is currently.

- E-mail #4: The housing component of the project is only 20% of the project footprint, the project is a good example of infill development and smart growth, and the project is needed to keep Clarksburg and Delta businesses economically viable.

E-mail received January 10, 2007 from Ken Wilson, Wilson Farms, to the Delta Protection Commission expressing support for the project as an asset to the local economy and citing the need for more housing.

E-mail received January 10, 2007 from Sandra Wilson, Wilson Farms/Vineyards, to the Delta Protection Commission expressing support for the project and citing the need for new families to revitalize the town.

E-mail received January 10, 2007 from George David and Erma Wilson, Clarksburg residents, to the Commission expressing support for the project as an asset to local agriculture and the economy.

Packet of Letters received January 10, 2007 from Concerned Citizens of Clarksburg to the Commission Executive Director and Commission, expressing concerns over the project, as follows:

- Letter #1 dated January 10, 2007 from Peggy Bohl, Clarksburg resident, to the Commission Executive Director and Commission describing Clarksburg as a vibrant town and asserting that doubling its population will negatively impact the unique culture of the community.
- Letter #2 dated January 9, 2007 from Patty Bogle, Bogle Vineyards, to the Commission Executive Director and Commission expressing concerns with the number of residential units, the proposed wastewater treatment and disposal facilities, and the possibility that the project will bring about more development in the Delta Primary Zone.
- Letter #3 dated November 2, 2006 from John Bohl, Clarksburg resident, to the Commission Executive Director and Commission urging the Commission to return the Old Sugar Mill Plan to Yolo County for its failure to conform to the Delta Protection Act of 1992 and the Commission's Plan.
- Letter #4 dated November 2, 2006 from Peggy Bohl, Clarksburg resident, to the Commission Executive Director and Commission expressing concerns that allowing the project to proceed as approved by Yolo County will bring about more development in the Delta Primary Zone.
- Letter #5 dated November 14, 2006 from Lita Campbell, Clarksburg resident, to the Commission Executive Director and Commission expressing concerns with the project due to its location in the Primary Zone, potential flooding, the sewage plant and potential water quality impacts, and increased traffic to South River Road.
- Letter #6 dated November 2, 2006 from Jay-Allen Eisen and Julia Couzens, Clarksburg residents, to the Commission Executive Director expressing concerns with the size of the project, potential flooding (three critical levee sites), and the sewage plant.

- Letter #7 dated January 10, 2007 from Rob Globus, Clarksburg resident, to the Commission Executive Director expressing concerns with potential flooding (three critical levee sites), the sewage plant, and increased traffic on South River Road.
- Letter #8 dated January 10, 2007 from Herbert F. Heffner, Clarksburg resident, to the Commission Executive Director and Commission expressing concerns with the sewage plant and potential flooding.
- Letter #9 dated November 2, 2006 from Karl and Arlene Gresehover, Clarksburg residents, to the Commission Executive Director expressing concerns with the size of the project, increased traffic on South River Road, and potential water quality impacts to individual wells.
- Letter #10 dated January 9, 2007 from Rob Allen and Janette Gunther-Allen, Clarksburg residents, to the Commission Executive Director and Commission expressing concerns with the size of the residential component of the project and potential increases in crime, traffic, and noise in Clarksburg.
- Letter #11 dated November 12, 2006 from John and Cathy Maas, Pacific Trace Minerals, Inc., to the Commission expressing concerns with the size of the project, the sewage plant, potential flooding, increased traffic on South River Road, and water quality impacts.
- Letter #12 dated January 7, 2007 from Linda K. McGregor, Clarksburg resident, to the Commission Executive Director and Commission expressing concerns with the impacts the project and its construction will have on wildlife in the area.
- Letter #13 dated November 14, 2006 from J. Michael McKown, Clarksburg resident, to the Commission expressing concerns with the size of the project and the sewage plant.
- Letter #14 (undated) from Katherine B. Merwin, Clarksburg resident, to the Commission Executive Director and Commission expressing concerns with the project due to its location in the Delta Primary Zone, the size of the project, the sewage plant, and setting a precedent for more development in other Delta towns.
- Letter #15 (undated) from Greg Merwin, former member of the Clarksburg Plan Committee and Clarksburg Plan Update Subcommittee, to the Commission Executive Director expressing concerns with the size of the project.
- Letter #16 dated November 2, 2006 from Lorraine Mizuno, Clarksburg resident, to the Commission Executive Director expressing concerns with potential flooding, the sewage plant, and increased traffic on South River Road.
- Letter #17 dated January 3, 2007 from Eldridge and Judith Moores, Davis residents, to the Commission Executive Director and the Commission expressing concerns with setting a precedent for further development in the Delta Primary Zone, with potential flooding, and with the wastewater treatment plant.
- E-mail #18 dated November 15, 2006 from Inslee Pitou and John Tucker, Clarksburg residents, to the Commission Executive Director and Commission expressing concerns with the project and citing flood impacts, the sewage plant, traffic, and location of high-density housing in the Delta Primary Zone.
- Letter #19 dated October 27, 2006 from Yvonne Pylman, Clarksburg resident, to the Commission Executive Director expressing concerns with the size of the project, water quality, the sewage plant, and increased traffic on South River Road.

- Letter #20 (undated) from Joseph Schlesinger and Ramona Ruppert-Schlesinger to the Commission Executive Director and Commission expressing concerns with the impacts high-density development will have on the culture of Clarksburg.
- Letter #21 (undated) from Norman B. Slater, Clarksburg resident, to the Commission Executive Director expressing concerns with the size of the project, potential flooding, and the sewage plant.
- Letter #22 dated November 17, 2006 from Ted and April Smith, Clarksburg residents, to the Commission Executive Director and Commission expressing concerns with the size of the project.
- Letter #23 (undated) from Terrence Smith, M.D., Clarksburg resident, to the Commission Executive Director and Commission expressing concerns with potential flooding and increased traffic on South River Road.
- Letter #24 dated January 8, 2007 from Russell and Marilyn van Loben Sels to the Commission Executive Director and Commission expressing concerns with the project due to its inconsistency with Clarksburg's existing character and development standards.
- Letter #25 dated November 5, 2006 from Russell and Marilyn van Loben Sels, Clarksburg residents, to the Commission Executive Director expressing concerns with the size of the project, potential flooding, and the sewage plant.
- Letter #26 dated January 8, 2007 from Dennis Williams, Clarksburg resident, to the Commission Executive Director and Commission asserting Clarksburg's vibrancy and iterating his formal request (from his November 3, 2006 letter) that Commission Chairman McGowan withdraw from any further involvement in consideration of this project.
- Letter #27 dated November 3, 2006 from Dennis Williams, Clarksburg resident, to the Commission Executive Director expressing concerns with potential flooding (three critical levee sites), the sewage plant, and traffic on South River Road and the Freeport Bridge, and formally requesting that Chair McGowan be recused from the Commission's deliberations on the project.

E-mail received January 10, 2007 from Claire Fenocchio, Clarksburg resident, to the Commission Executive Director and Commission claiming that Clarksburg is not in the Primary Zone and that the development will benefit the town.

E-mail received January 10, 2007 from Kathy Wilson, Clarksburg resident, to the Commission expressing support for the project and cautioning the Commission against setting precedent banning any future development in the Delta Primary Zone.

Letter dated January 10, 2007 from Graham Brownstein, Executive Director of the Environmental Council of Sacramento (ECOS), to the Commission Executive Director and Commission urging the Commission to sustain the appeal and reject Yolo County's approval of the Old Sugar Mill Specific Plan, citing concerns with traffic, flooding, and sewage disposal and cautioning against setting a precedent for high-density urban development in other Primary Zone areas.

Letter dated December 14, 1999 (received by Commission staff on January 10, 2007 for inclusion on correspondence list) from John Bohl, The Bohl Corporation, to John M. Carvalho, Jr., offering the Corporation's real estate services in preparing the Delta Sugar Refinery property in Clarksburg for sale, lease, or joint venture opportunity.

***NOTE: Copies of all letters are available at the Delta Protection Commission's office in Walnut Grove.***